

104TH CONGRESS  
1ST SESSION

# S. 517

To eliminate the Board of Review for the Metropolitan Washington Airports Authority and increase the number of Presidential appointees to the Authority, and for other purposes.

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## IN THE SENATE OF THE UNITED STATES

MARCH 8 (legislative day, MARCH 6), 1995

Mr. HOLLINGS (for himself, Mr. BREAUX, and Mr. KERRY) introduced the following bill; which was read twice and referred to the Committee on Commerce, Science, and Transportation

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## A BILL

To eliminate the Board of Review for the Metropolitan Washington Airports Authority and increase the number of Presidential appointees to the Authority, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*  
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Metropolitan Washing-  
5 ton Airports Authority Amendments Act of 1995”.

1 **SEC. 2. ELIMINATION OF BOARD OF REVIEW.**

2 Section 6007 of the Metropolitan Washington Air-  
3 ports Act of 1986 (formerly 49 U.S.C. App. 2456) is  
4 amended—

5 (1) by striking subsection (f); and

6 (2) by striking subsection (h) and redesignating  
7 subsection (i) as (h).

8 **SEC. 3. INCREASE IN NUMBER OF PRESIDENTIALLY-AP-**  
9 **POINTED MEMBERS OF BOARD.**

10 (a) IN GENERAL.—Section 6007(e) of the Metropoli-  
11 tan Washington Airports Act of 1986 (formerly 49 U.S.C.  
12 App. 2456(e)) is amended—

13 (1) by striking “one member” in paragraph  
14 (1)(D) and inserting “7 members”; and

15 (2) by striking “Seven” in paragraph (5) and  
16 inserting “10”.

17 (b) SEPARABILITY.—Section 6011 of that Act (for-  
18 merly 49 U.S.C. App. 2460) is amended by striking “Ex-  
19 cept as provided in section 6007(h), if” and inserting “If”.

20 (c) STAGGERING TERMS FOR PRESIDENTIAL AP-  
21 PPOINTEES.—Of the members first appointed by the Presi-  
22 dent after the date of enactment of this Act—

23 (1) one shall be appointed for a term that ex-  
24 pires simultaneously with the term of the member of  
25 the Metropolitan Washington Airports Authority  
26 board of directors serving on that date (or, if there

1 is a vacancy in that office, the member appointed to  
2 fill the existing vacancy and the member to which  
3 this paragraph applies shall be appointed for 2  
4 years);

5 (2) two shall be appointed for terms ending 2  
6 years after the term of the member to which para-  
7 graph (1) applies expires; and

8 (3) three shall be appointed for terms ending 4  
9 years after the term of the member to which para-  
10 graph (1) applies expires.

11 **SEC. 4. PRESERVATION OF ACTIONS BY PREVIOUS BOARD.**

12 Any action taken by the Board of Review under sec-  
13 tion 6007(f) of the Metropolitan Washington Airports Act  
14 of 1986 (49 U.S.C. App. 2456(f)) as such section was in  
15 effect before its amendment by this Act is hereby ratified  
16 and deemed valid.

17 **SEC. 5. RECONSTITUTED BOARD TO FUNCTION WITHOUT**  
18 **INTERRUPTION.**

19 Notwithstanding any provision of State law, including  
20 those provisions establishing, providing for the establish-  
21 ment of, or recognizing the Metropolitan Washington Air-  
22 ports Authority, and based upon the Federal interest in  
23 the continued functioning of the Metropolitan Washington  
24 Airports Authority (as defined in section 6004(4) of the  
25 Metropolitan Washington Airports Authority Act of 1986

1 (formerly 49 U.S.C. App. 2451(4)), the board of directors  
2 of such Authority, including any members appointed  
3 under the amendments made by section 3, shall continue  
4 to meet and act after the date of enactment of this Act  
5 until such time as any necessary conforming changes in  
6 State law are made in the same manner as if those con-  
7 forming changes had been enacted on the date of enact-  
8 ment of this Act.

9 **SEC. 6. STATUS UNAFFECTED.**

10 Nothing in this Act, or the amendments made by this  
11 Act, shall affect the treatment of the Metropolitan Wash-  
12 ington Airports Authority under Federal, State, or local  
13 tax law.

14 **SEC. 7. ADVISORY GROUP TO REVIEW LEASE PAYMENTS.**

15 (a) IN GENERAL.—Section 6007 of the Metropolitan  
16 Washington Airports Authority Act of 1986 (formerly 49  
17 U.S.C. App. 2456) is amended by adding at the end there-  
18 of the following new subsection:

19 “(i) ADVISORY GROUP TO REVIEW LEASE.—

20 “(1) APPOINTMENT.—The Secretary shall ap-  
21 point an advisory group of 3 individuals not other-  
22 wise employed by the United States Government to  
23 review—

24 “(A) the lease arrangements under section  
25 6005; and

1           “(B) any renegotiation of that lease or any  
2           portion of it, including subleases, including any  
3           change in the terms or conditions of that lease,  
4           and including the amount of any payments  
5           made or received under it.

6           “(2) TERMS; QUALIFICATIONS.—

7           “(A) Members of the advisory group shall  
8           serve at the pleasure of the Secretary.

9           “(B) Members of the advisory group shall  
10          be chosen on the basis of their experience in  
11          aviation matters and in addressing the needs of  
12          airport users.

13          “(3) REIMBURSEMENT OF EXPENSES.—Mem-  
14          bers of the advisory group shall serve without com-  
15          pensation but shall be reimbursed by the Airports  
16          Authority for expenses actually incurred in carrying  
17          out their responsibilities under this Act.”.

18          (b) CHANGE IN DISPOSITION OF LEASE PAY-  
19          MENTS.—Section 6005(b)(1) of that Act (formerly 49  
20          U.S.C. App. 2454(b)(1)) is amended by striking “general  
21          fund of the Treasury” and inserting “the Airport and Air-  
22          way Trust Fund”.

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